

SB3028



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB3028

Introduced 2/4/2010, by Sen. William R. Haine

SYNOPSIS AS INTRODUCED:

720 ILCS 5/4-9

from Ch. 38, par. 4-9

Amends the Criminal Code of 1961. Provides that a person may be guilty of an offense without having, as to each element thereof, one of the mental states described in the Code if the offense is a misdemeanor which is not punishable by incarceration or by a fine exceeding \$1,000 (rather than \$500), or the statute defining the offense clearly indicates a legislative purpose to impose absolute liability for the conduct described.

LRB096 15476 RLC 30704 b

A BILL FOR

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Criminal Code of 1961 is amended by changing
5 Section 4-9 as follows:

6 (720 ILCS 5/4-9) (from Ch. 38, par. 4-9)

7 Sec. 4-9. Absolute liability.

8 A person may be guilty of an offense without having, as to
9 each element thereof, one of the mental states described in
10 Sections 4--4 through 4--7 if the offense is a misdemeanor
11 which is not punishable by incarceration or by a fine exceeding
12 \$1,000 ~~\$500~~, or the statute defining the offense clearly
13 indicates a legislative purpose to impose absolute liability
14 for the conduct described.

15 (Source: Laws 1961, p. 1983.)